## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

THE LUTHERAN CHURCH – MISSOURI	§	
SYNOD, a Missouri nonprofit corporation	§	
Plaintiff,	§	
	§	Case No. 1:23-cv-1042-RP
v.	§	
	§	
DONALD CHRISTIAN, CHRISTOPHER	§	
BANNWOLF, CONCORDIA	§	
UNIVERSITY TEXAS, INC., & JOHN	§	
DOES 1-12	§	
Defendants	§	

## DEFENDANTS' UNOPPOSED MOTION FOR LEAVE TO EXCEED PAGE LIMIT

NOW COME Concordia University Texas ("CTX"), Donald Christian, and Christopher Bannwolf, Defendants in the above-captioned cause, and file this Unopposed Motion for Leave to Exceed Page Limit as follows:

Defendants are filing a motion to dismiss Plaintiff the Lutheran Church-Missouri Synod's ("LCMS") complaint for lack of subject matter jurisdiction and failure to join indispensable parties. Pursuant to Local Rule CV-7(C)(2), the page limit for a motion is limited to 20 pages. The Defendants need additional pages to adequately address all of the legal and factual issues supporting its motion. Therefore, Defendants are requesting that they be granted leave to file its Motion to Dismiss for Lack of Subject Matter Jurisdiction and Failure to Join Indispensable Parties not to exceed 35 pages in length. Attached to this motion is Defendants' Motion to Dismiss for Lack of Subject Matter Jurisdiction and Failure to Join Indispensable Parties.

This motion is not sought for delay but so that justice may be served.

WHEREFORE PREMISES CONSIDERED, Defendants CTX, Donald Christian and Christopher Bannwolf pray that the Court enter an order granting this motion to exceed page limit.

Respectfully submitted,

/s/ Daniel R. Richards

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## **CERTIFICATE OF CONFERENCE**

I certify that on January 20, 2024, Clark Richards conferred with counsel for Plaintiff about the relief being sought in this motion and Plaintiff does not oppose this motion.

<u>/s/ Daniel R. Richards</u>

DANIEL R. RICHARDS

## **CERTIFICATE OF SERVICE**

I hereby certify that on the  $22^{nd}$  day of January 2024, I electronically filed the above and foregoing document, which will send notification of such filing to:

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/s/ Daniel R. Richards

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